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Message Text

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73
ACTION EB-07

INFO OCT-01 ARA-10 ISO-00 CAB-05 CIAE-00 COME-00 DODE-00

DOTE-00 INR-07 NSAE-00 FAA-00 L-02 SS-15 NSC-05 /052 W
---------- 026750
P R242014Z FEB 75
FM AMEMBASSY BRIDGETOWN
TO SECSTATE WASHDC PRIORITY 8473
INFO AMEMBASSY GEORGETOWN
AMEMBASSY KINGSTON
AMEMBASSY PORT OF SPAIN

UNCLAS BRIDGETOWN 0300

E.O. 11652: N/A
TAGS: EAIR ETRN BB
SUBJ: CIVAIR: GOB DESIGNATES ICA FOR US ROUTES

REF: BTN 2205 AND PREVIOUS

1. EMBASSY RECEIVED FEBRUARY 24 GOB MINEXTAFF NOTE #3032/12/39
VOL. IV DATED 2/24/75 WHICH READS AS FOLLOWS:

"THE MINISTRY OF EXTERNAL AFFAIRS OF BARBADOS PRESENTS ITS
COMPLIMENTS TO THE EMBASSY OF THE UNITED STATES OF AMERICA AND
HAS THE HONOUR TO REFER TO THE UNDERSTANDING RELATING TO AIR
TRANSPORT SERVICES EFFECTED BY AN EXCHANGE OF NOTES DATED 14TH
AND 27TH APRIL, 1972, AND AMENDED BY A FURTHER EXCHANGE OF NOTES
DATED 13TH AND 22ND AUGUST, 1974. THE MINISTRY OF EXTERNAL
AFFAIRS HAS THE HONOUR TO NOTIFY THE EMBASSY OF THE UNITED
STATES OF AMERICA THAT THE GOVERNMENT OF BARBADOS HEREBY DESIGNATES
CARIBBEAN INTERNATIONA AIRWAYS LIMITED (HEREINAFTER REFERRED TO AS
THE "COMPANY") TO OPPERATE SCHEDULED SERVICES ON THE FOLLOWING
ROUTES GRANTED TO BARBADOS UNDER THE ABOVEMENTIONED UNDERSTANDING,
AS AMENDED:

(A) BRIDGETOWN/ST. LUCIA/ANTIGUA/WASHINGTON, D.C., AND RETURN:
AND

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(B) BRIDGETOWN/ST. LUCIA/BOSTON AND RETURN.

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THE COMPANY IS INCORPORATED UNDER THE LAWS OF BARBADOS AND IS REGISTERED TO CARRY ON, AND CARRIES ON, BUSINESS UNDER THE NAME INTERNATIONAL CARIBBEAN AIRWAYS (ICA).

THE MINISTRY OF EXTERNAL AFFAIRS HAS THE FURTHER HONOUR TO STATE THAT BY VIRTUE OF THE PROVISIONS OF AN AGREEMENT, DATED 29TH NOVEMBER, 1974, LAKER AIRWAYS (INTERNATIONAL) LIMITED (THE MAJORITY SHAREHOLDER IN THE COMPANY) HAS AGREED TO TRANSFER TO THE BARBADOS GOVERNMENT, FOR VALUABLE CONSIDERATION, 51 PERCENT OF THE ISSUED SHARES OF THE COMPANY. THIS AGREEMENT FURTHER PROVIDES THAT THE GOVERNMENT SHALL AT ALL TIMES HOLD NO LESS THAN 51 PERCENT OF THE ISSUED SHARES OF THE COMPANY, AND SHALL APPOINT THE MAJORITY OF THE DIRECTORS ON THE BOARD OF DIRECTORS, INCLUDING THE CHAIRMAN OF THE BOARD.

THE MINISTRY OF EXTERNAL AFFAIRS HEREBY REQUESTS THAT THE APPROPRIATE AUTHORIZATIONS TO OPERATE SCHEDULED SERVICES ON THE ABOVEMENTIONED ROUTES BE GRANTED TO THE COMPANY WITH A MINIMUM OF DELAY CONSISTENT WITH THE RELEVANT LAWS AND REGUALTIONS OF THE UNITED STATES OF AMERICA.

THE MINISTRY OF EXTERNAL AFFAIRS OF BARBADOS AVAILS ITSELF OF THIS OPPORTUNITY TO RENEW TO THE EMBASSY OF THE UNITED STATES OF AMERICA THE ASSURANCES OF ITS HIGHEST CONSIDERATION."

2. COMMENT: EMBASSY PRESUMES THAT INTER ALIA CAB WILL NOW REQUEST OWNERSHIP DATA FROM ICA TO ESTABLISH THAT CARRIER MEETS "SUBSTANTIAL OWNERSHIP AND CONTROL" CRITERION. ALTHOUGH WE HAVE NOTHING PRECISE, INFORMATION AVAILABLE TO US APPEARS TO CONFIRM THAT GOB HAS PAID ONLY US DOLS 180,000 FOR 51 PERCENT OF ICA, A CONTRIBUTION WHICH WOULD NOT REPEAT NOT APPEAR TO MEET CAB STANDARDS FOR OWNERSHIP/CONTROL.
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Disposition Event:
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To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 05 JUL 2006